

AMENDMENT OF SOLICITATION/MODIFICATION OF CONTRACT				1. Contract ID Code Firm-Fixed-Price	Page 1 Of 4		
2. Amendment/Modification No. P00001		3. Effective Date 2004MAR08		4. Requisition/Purchase Req No. SEE SCHEDULE		5. Project No. (If applicable)	
6. Issued By TACOM-ROCK ISLAND AMSTA-LC-CAC-B ROCK WOODSTOCK (309)782-7237 ROCK ISLAND IL 61299-7630 EMAIL: WOODSTOCKR@RIA.ARMY.MIL		Code W52H09		7. Administered By (If other than Item 6) DCMA CHICAGO 1523 WEST CENTRAL ROAD BLDG 203 ARLINGTON HEIGHTS IL 60005-2451 SCD A PAS NONE ADP PT HQ0339			
8. Name And Address Of Contractor (No., Street, City, County, State and Zip Code) BEST TOOL & MANUFACTURING CO 3515 NE 33RD TER KANSAS CITY, MO. 64117-2605 TYPE BUSINESS: Other Small Business Performing in U.S. Code 33206 Facility Code				<input type="checkbox"/>		9A. Amendment Of Solicitation No.	
				<input type="checkbox"/>		9B. Dated (See Item 11)	
				<input checked="" type="checkbox"/>		10A. Modification Of Contract/Order No. DAAE20-03-C-0139	
				<input type="checkbox"/>		10B. Dated (See Item 13) 2003SEP03	
11. THIS ITEM ONLY APPLIES TO AMENDMENTS OF SOLICITATIONS							
<input type="checkbox"/> The above numbered solicitation is amended as set forth in item 14. The hour and date specified for receipt of Offers <input type="checkbox"/> is extended, <input type="checkbox"/> is not extended. Offers must acknowledge receipt of this amendment prior to the hour and date specified in the solicitation or as amended by one of the following methods: (a) By completing items 8 and 15, and returning _____ copies of the amendments: (b) By acknowledging receipt of this amendment on each copy of the offer submitted; or (c) By separate letter or telegram which includes a reference to the solicitation and amendment numbers. FAILURE OF YOUR ACKNOWLEDGMENT TO BE RECEIVED AT THE PLACE DESIGNATED FOR THE RECEIPT OF OFFERS PRIOR TO THE HOUR AND DATE SPECIFIED MAY RESULT IN REJECTION OF YOUR OFFER. If by virtue of this amendment you desire to change an offer already submitted, such change may be made by telegram or letter, provided each telegram or letter makes reference to the solicitation and this amendment, and is received prior to the opening hour and date specified.							
12. Accounting And Appropriation Data (If required) ACRN: AA NET DECREASE: -\$25,370.10							
13. THIS ITEM ONLY APPLIES TO MODIFICATIONS OF CONTRACTS/ORDERS KIND MOD CODE: G It Modifies The Contract/Order No. As Described In Item 14.							
<input type="checkbox"/> A. This Change Order is Issued Pursuant To: The Changes Set Forth In Item 14 Are Made In The Contract/Order No. In Item 10A.							
<input type="checkbox"/> B. The Above Numbered Contract/Order Is Modified To Reflect The Administrative Changes (such as changes in paying office, appropriation data, etc.) Set Forth In Item 14, Pursuant To The Authority of FAR 43.103(b).							
<input checked="" type="checkbox"/> C. This Supplemental Agreement Is Entered Into Pursuant To Authority Of: FAR 33.204 & 33.210							
<input type="checkbox"/> D. Other (Specify type of modification and authority)							
E. IMPORTANT: Contractor <input type="checkbox"/> is not, <input checked="" type="checkbox"/> is required to sign this document and return _____ copies to the Issuing Office.							
14. Description Of Amendment/Modification (Organized by UCF section headings, including solicitation/contract subject matter where feasible.) SEE SECOND PAGE FOR DESCRIPTION							
15A. Name And Title Of Signer (Type or print)				16A. Name And Title Of Contracting Officer (Type or print) MAJOR MICHELLE SANNER SANNERM@RIA.ARMY.MIL (309)782-4931			
15B. Contractor/Offeror (Signature of person authorized to sign)		15C. Date Signed		16B. United States Of America By _____ /SIGNED/ (Signature of Contracting Officer)		16C. Date Signed 2004MAR08	
NSN 7540-01-152-8070 PREVIOUS EDITIONS UNUSABLE				30-105-02 STANDARD FORM 30 (REV. 10-83) Prescribed by GSA FAR (48 CFR) 53.243			

CONTINUATION SHEET	Reference No. of Document Being Continued PIIN/SIIN DAAE20-03-C-0139 MOD/AMD P00001	Page 2 of 4
Name of Offeror or Contractor: BEST TOOL & MANUFACTURING CO		

SECTION A - SUPPLEMENTAL INFORMATION
MUTUAL AGREEMENT TERMINATION

On 3 September, 2003, the Government awarded contract DAAE20-03-C-0139 to Best Tool and Manufacturing. The Government failed to notify Best Tool of the award via electronic mail in accordance with Clause L-9, page 30 of the solicitation. As a result of this failure by the government to notify the contractor, the contractor was never notified that the government had accepted its offer. This mutual agreement termination will facilitate the withdrawl/termination of this contract from the government's system. This is necessary in order to recover the funds that were awarded under the contract.

Therefore, the purpose of this modification is to terminate Contract DAAE20-03-C-0139 by mutual agreement between the Government and the Contractor pursuant to FAR 33.204 and FAR 33.210.

The termination will be at no cost to either the Government or the Contractor. Thus, the Government, as represented by the Contracting Officer, agrees that it will not seek to recover from the contractor any excess reprocurement costs connected with the reprocurement of any items covered by this contract.

This modification constitutes a full and final settlement and disposition of all matters relating to this contract and is a full release and accord and satisfaction of any and all claims, demands, or causes of action that either the contractor or the government may have against the other arising out of or related to the contract. Thus, the contractor hereby waives any and all rights and claims for equitable adjustment attributable to such facts and circumstances giving rise to the above termination and hereby releases the government from any and all liability under this contract, including any interest and any claims for delay.

As the result of the termination by mutual agreement, the total contract quantity is hereby reduced by 70 each to 0, and the total contract amounst is hereby reduced by \$25,370.10 to \$0.

*** END OF NARRATIVE A 002 ***

Name of Offeror or Contractor: BEST TOOL & MANUFACTURING CO

ITEM NO	SUPPLIES/SERVICES	QUANTITY	UNIT	UNIT PRICE	AMOUNT
	SECTION B - SUPPLIES OR SERVICES AND PRICES/COSTS				
0001AA	DELETED				
0002	DELETED				

Name of Offeror or Contractor: BEST TOOL & MANUFACTURING CO

SECTION G - CONTRACT ADMINISTRATION DATA

LINE	PRON/ AMS CD/ ITEM MIPR	OBLG STAT/ ACRN JOB ORD NO	PRIOR AMOUNT	INCREASE/DECREASE AMOUNT	CUMULATIVE AMOUNT
0001AA	M122A008M1 070011JEGB	AA 1 \$	25,370.10 \$	-25,370.10 \$	0.00
NET CHANGE				\$ -25,370.10	

SERVICE NAME	NET CHANGE BY ACRN	ACCOUNTING CLASSIFICATION	ACCOUNTING STATION	INCREASE/DECREASE AMOUNT
Army	AA	97 X4930AC6G 6D	26FB S11116	W52H09 \$ -25,370.10
NET CHANGE				\$ -25,370.10

PRIOR AMOUNT OF AWARD	INCREASE/DECREASE AMOUNT	CUMULATIVE OBLIG AMT
NET CHANGE FOR AWARD: \$ 25,370.10	\$ -25,370.10	\$ 0.00